

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 21, 1952  
10:00 A.M.

Council Chamber, City Hall

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The meeting was called to order with Mayor Drake presiding.

## Roll Call:

Present: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Absent: None

Councilman White moved that the Minutes of the previous meeting be approved. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

In accordance with published notice thereof, promptly at 10:00 o'clock A.M., Mayor Drake announced that the time for submitting bids on the purchase of City of Austin General Obligation Bonds, series 1952, in the amount of \$6,300,000.00 had expired, and that the City Council would proceed with the opening of said bids.

Bids were then opened and read as follows:

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$6,300,000 GENERAL OBLIGATION BONDS SERIES - 1952

FEBRUARY 21, 1952

NAME OF BIDDER	NOMINAL RATE	PRINCIPAL	INTEREST COSTS	PREMIUM OFFERED	NET INTEREST COSTS	EFFECTIVE INTEREST RATE
1. THE FIRST NATIONAL BANK OF CHICAGO & ASSOCIATES	2 3/4 %	\$ 756,000	\$ 48,510	\$ 2,407	\$ 1,485,233	1.768134
The First Boston Corporation	1 3/4 %	5,544,000	1,439,130			
Mercantile Trust Co.						
Robert W. Baird & Co., Inc.						
The Illinois Company						
W. E. Hutton & Co.						
Weeden & Co.						
William Blair & Co.						
First Southwest Company						
Hayden, Miller & Co.						
Shannon & Company						
Dempsey & Company						
Rotan, Mosle and Moreland						
First of Texas Corporation						
2. THE NATIONAL CITY BANK OF NEW YORK & ASSOCIATES	3 %	1,512,000	173,880			
Drexel & Co.	1 1/2 %	1,512,000	223,020			
Merrill Lynch, Pierce, Fenner & Beane	1 3/4 %	3,276,000	1,108,380	3,150	1,502,130	1.7882
Braun, Bosworth & Co., Incorporated						
Trust Company of Georgia						
Harris, Hall & Company (Incorporated)						
Lee Higginson Corporation						
Hyden, Stone & Co.						
Robert Winthrop & Co.						
Geo. B. Gibbons & Company, Inc.						
Laurence M. Marks & Co.						
First Securities Corporation						
Provident Savings Bank & Trust Co.						
Sills, Fairman & Harris, Incorporated						

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$6,300,000 GENERAL OBLIGATION BONDS SERIES - 1952

SOLD FEBRUARY 21, 1952

NAME OF BIDDER	NOMINAL RATE	PRINCIPAL	INTEREST COSTS	PREMIUM OFFERED	NET		EFFECTIVE INTEREST RATE
					INTEREST COSTS	INTEREST COSTS	
Folger, Nolan, Incorporated							
Cook & Quinlan							
Harold E. Wood & Company							
Fridley & Hess							
Dittmar & Company							
Austin, Hart & Parvin							
Rowles, Winston & Co.							
3. BANKERS TRUST COMPANY	2 %	\$2,268,000	\$ 241,920	\$ 6,482.70	\$	\$ 1,493,757.30	1.7782825
The First National Bank, New York	1 3/4 %	4,032,000	1,258,320				
Freeman & Company							
Goldman, Sachs & Co.							
Harris Trust & Savings Bank							
Kuhn, Loeb & Co.							
The Milwaukee Company							
Dallas Rupe & Sons							
Smith, Barney & Co.							
Tripp & Co., Inc.							
James C. Tucker & Co., Inc.							
4. LEHMAN BROTHERS AND PHELPS, FENN & COMPANY, JOINT MANAGERS	3 %	1,008,000	85,680	None		1,505,700	1.7925
Shields & Company	1 3/4 %	5,292,000	1,420,020				
R. W. Pressprich & Co.							
Stone & Webster Securities Corp.							
Rauscher, Pierce & Co., and associates							
5. HALSEY, STUART & CO., INC. & ASSOCIATES	3 %	1,512,000	173,880				
Union Securities Corporation	1 1/2 %	1,260,000	176,400				
Chemical Bank & Trust Co.	1 3/4 %	3,528,000	1,162,770	126		1,512,924	1.8011
Kidder, Peabody & Co.							

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CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$6,300,000 GENERAL OBLIGATION BONDS SERIES - 1952  
 SOLD FEBRUARY 21, 1952

NAME OF BIDDER	NOMINAL RATE	PRINCIPAL	INTEREST COSTS	PREMIUM OFFERED	NET		EFFECTIVE INTEREST RATE
					INTEREST COSTS	INTEREST COSTS	
Blair, Rollins & Co., Incorporated							
Salomon Bros. & Hutzler							
Equitable Securities Corporation							
Kean, Taylor & Co.							
John Nuveen & Co.							
Laidlaw & Co.							
Hornblower & Weeks							
Coffin & Burr, Incorporated							
A. G. Becker & Co., Incorporated							
R. S. Dickson & Co., Incorporated							
The First National Bank of Memphis							
Eldredge & Co., Incorporated							
King, Quirk & Co., Incorporated							
Andrews & Wells, Inc.							
National State Bank, Neward							
The Columbian Securities Corp. of Texas							
Watling, Lerchen & Co.							
Henry-Seay Company							
6. C. J. DEVINE & CO. AND ASSOCIATES	3 1/4 %	1,512,000	173,800				
		4,788,000	1,368,570	17,375.40	1,525,074.60		1.815565
7. THE NORTHERN TRUST COMPANY AND ASSOCIATES	2 1/4 %	3,528,000	552,720	4,977	1,534,113		1.826325
		2,772,000	986,370				

Each of the above and foregoing bids was accompanied by a certified check or cashier's check in the amount of \$126,000.00.

Whereupon the bids were referred to the Finance Director for tabulation and report.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, The First National Bank of Chicago and Associates, acting by and through their duly authorized agent and representative, Lewis Miller, this day submitted to the City Council the following proposal:

February 21, 1952

TO THE CITY COUNCIL  
CITY OF AUSTIN  
AUSTIN, TEXAS

GENTLEMEN:

In Accordance with the Notice of Sale and your Propectus dated January 24, 1952, we will pay par and accrued interest from March 1, 1952, to the date of delivery plus a cash premium of \$2,407.00.

FOR BONDS MATURING	COUPON RATE	INTEREST COST
July 1, 1953 through July 1, 1955	2-3/4%	\$ 48,510.00
July 1, 1956 through July 1, 1977	1-3/4%	\$1,439,130.00
Total interest cost from March 1, 1952 to final maturity under this bid		\$1,487,640.00
Less: Cash premium bid		\$ 2,407.00
Net interest cost		\$1,485,233.00
Effective interest rate		1.768134%

No bond shall be optional for redemption prior to maturity.

This bid is based upon the information as to date of issue, principal maturities, delivery, place of payment, etc., as contained in your official Notice of Sale and in the "SUPPLEMENTARY INFORMATION" dated January 24, 1952, issued by you. Specific reference is made to your statement that delivery of the bonds will be made at the office of the City Treasurer of the City of Austin, at Austin, Texas, immediately after approval by the Attorney General of the State of Texas, Registration by the Comptroller of the State of Texas, and the unqualified approving opinion as to legality of all issues by bond council selected by the purchaser and at the purchaser's expense. It is estimated that delivery will be not later than March 24, 1952.

Attached hereto is a Cashier's Check in the amount of \$126,000.00 which is to be retained by you if we are awarded the bonds on this bid. You are to apply the check on the purchase price of the bonds when final delivery is made. In the event we fail or refuse to pay for the bonds, you are to cash the check as full and complete liquidated damages. In the event the bonds are not awarded to us, the check is to be returned to us immediately.

Respectfully submitted:

The First National Bank of Chicago  
and Associates  
The First Boston Corporation  
Mercantile Trust Company  
Robert W. Baird & Co., Incorporated  
The Illinois Company  
W. E. Hutton & Co.  
Weeden & Co.  
William Blair & Company  
First Southwest Company  
Hayden, Miller & Co.  
Shannon & Company  
Dempsey & Company  
Rotan, Mosle and Moreland  
First of Texas Corporation

By /s/ Lewis Miller, Asst. V. P. Group A/C  
Manager Authorized Representative of  
above firm or Syndicate

and,

WHEREAS, the said bid and proposal of The First National Bank of Chicago and Associates, was the most advantageous bid submitted to the City Council for the purpose of the aforesaid bonds; NOW, THEREFORE:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That said proposal of The First National Bank of Chicago and Associates, to purchase \$6,300,000.00 City of Austin General Obligation Bonds as per the City's Notice of Sale and Prospectus dated January 24, 1952, at the price and upon the terms of said proposal be and the same is hereby accepted and The First National Bank of Chicago and Associates be awarded the sale of said bonds; and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to sell to The First National Bank of Chicago and Associates the \$6,300,000.00 of General Obligation Bonds of the City of Austin as per the City's Notice of Sale and Propectus dated January 24, 1952, at par and accrued interest from February 21, 1952, to date of delivery plus a cash premium of \$2,407.00 according to the terms of said bid hereinbefore set out.

Which motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Mayor Drake introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING FIRE STATIONS OF THE CITY OF AUSTIN, AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT FOR SAID STATIONS; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time, and Councilman MacCorkle moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS AND BETTERMENTS TO THE SANITARY SEWERS AND SEWER DISPOSAL PLANTS OF THE SANITARY SEWER SYSTEM OF THE CITY OF AUSTIN AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT FOR SAID SYSTEM; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time, and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF THREE MILLION DOLLARS (\$3,000,000.00) FOR THE PURPOSE OF CONSTRUCTING, IMPROVING AND REPAIRING PUBLIC FREE SCHOOL BUILDINGS OF THE CITY OF AUSTIN, AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT FOR SAID SCHOOLS; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time, and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF

ONE MILLION ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$1,125,000.00) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS, AND BETTERMENTS TO THE STREETS OF THE CITY OF AUSTIN, INCLUDING PAVING AND RESURFACING THE SAME, AND FOR BUILDING BRIDGES, CULVERTS, STORM SEWERS AND DRAINS NECESSARY TO THE PROPER IMPROVEMENT OF SAID STREETS AND FOR ACQUIRING NECESSARY LANDS FOR SUCH CONSTRUCTION AND IMPROVEMENT TO SAID STREETS; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time, and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF ONE MILLION FIVE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$1,575,000.00) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS, AND BETTERMENTS TO THE WATER WORKS AND SYSTEM OF THE CITY OF AUSTIN AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT THEREFOR; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time, and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

MR. Wm. YELDERMAN, represented MR. J. D. HENNINGER, in his request to lease the public market, and maintain it as a market for growers and buyers of products. MR. HENNINGER, 1119 Tillery Street, proposed leasing this land and renting it out by the day--opening at 4:00 A.M. and closing at 6:00 P.M. Mr. Henninger was advised to present a definite plan, and the length of time of the lease. The City Manager recommended receiving different proposals and see what would be the most advantageous; that the Committee set up to make a study of this Public Market had submitted a report to the Council that in its opinion there was no need for a public market. After more discussion, the City Manager stated it was his recommendation to generally advertise the fact that the City would receive proposals for different uses of the market and set a date for accepting them and analyzing them. He stated several had indicated spending from \$150,000 to \$300,000; and that would involve long-term leases, and a cancellation privilege which would mean a pay-off for cancellation. The City Manager stated he would go ahead and advertise and see what was offered.

MR. F. L. KUYKENDALL filed a notice of claim with the City Manager and Members of the Council, of personal injuries received by three people as a result of one of the City Trucks running into them. The matter was referred to the City Attorney.

Councilman White raised the question of the contractors building street working space structures, and then obtaining permission for them. It was suggested they should obtain permission first. The Mayor suggested getting this information in the Associated General Contractors' Bulletin. Councilman White moved that this information be set out in the Associated General Contractors' Bulletin, and that the contractors get their permit for street working space before they build their structures. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The City Attorney stated the new Building Code would contain a plan by which the Council set up the standards, and the granting of these permits would be administrative.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Moore Construction Company is the Contractor for the erection of a building to be erected on the north portion of the Old Court House Block of the Original City of Austin, Travis County, Texas, during the erection of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT the space for the uses hereinabove enumerated be granted to said Moore Construction Company, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles to the centerline of San Antonio Street to a point 12 feet west of the east curb line; thence in a southerly direction and parallel with the centerline of San Antonio Street approximately 180 feet to a point; thence in an easterly direction and at right angles to the centerline of San Antonio Street to the west line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Moore Construction Company, hereinafter termed "Contractor", upon the following express terms and conditions:

(1). That the Contractor shall construct a guard rail within the boundary lines along the north, west and south lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2). That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3). That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4). That "NO PARKING" signs shall be placed on the street side of the barricades.

(5). That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6). That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7). That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8). That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than March 1, 1953.

(10). That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11). That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12). That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13). That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Mayor Drake introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF WEST 5TH STREET

AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE PORTION OF SAID COSTS PROPOSED TO BE PAID BY THE CITY OF AUSTIN, TEXAS; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PART OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:30 O'CLOCK A.M. ON THE 6TH DAY OF MARCH, 1952, IN THE COUNCIL CHAMBER OF THE CITY COUNCIL IN THE CITY HALL OF AUSTIN, TEXAS, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY, AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF SAID CITY; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in AIRPORT BOULEVARD, from East 46th Street southerly 229 feet, the centerline of which gas main shall be 11.5 feet west of and parallel to the east property line of said AIRPORT BOULEVARD.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(2) A gas main in WEST 12th STREET, from Wayside Drive easterly 448 feet, the centerline of which gas main shall be 9 feet south of and parallel to the north property line of said WAYSIDE DRIVE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(3) A gas main in EAST 38th STREET, from a point 34 feet west of Duval Street easterly 86 feet, the centerline of which gas main shall be 8.5 feet south of and parallel to the north property line of said EAST 38th STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(4) A gas main in DUVAL STREET, from East 38th Street (W) southerly 30 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said DUVAL STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(5) A gas main in EAST 38th STREET, from Duval Street to Waller Creek, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 38th STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(6) A gas main in EAST 38th STREET, from Waller Creek to

Red River Street, the centerline of which gas main shall be 43 feet north of and parallel to the south property line of said EAST 38th STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

The Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has heretofore by Ordinance duly enacted on January 24, 1952, determined the necessity for and ordered the improvement of West 5th Street and sundry other streets in the City of Austin, Texas; and,

WHEREAS, pursuant to such ordinance the City Manager advertised for bids for the construction of such improvements, and bids were received and opened, all as provided by the Charter of the City of Austin and the laws of the State of Texas; and

WHEREAS, the bid of John Andrews in the amount of Twenty-one Thousand, Four Hundred and Two Dollars (\$21,402) was the best and lowest responsible bid; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of John Andrews in the amount of Twenty-one Thousand, Four

Hundred and Two Dollars (\$21,402) be and it is hereby accepted and that the Contract for the construction of the improvements ordered by the ordinance passed January 24, 1952, be and it is hereby awarded to the said John Andrews.

The motion, seconded by Councilman Johnson, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The following resolution was offered and laid over:

(RESOLUTION)

WHEREAS, by Ordinance duly passed on January 24, 1952, and recorded in Book "R", pages 4 through 7, inclusive, of the Ordinance Records of the City of Austin, the City Council ordered the permanent improvement of certain portions of public streets designated therein, by widening such streets ten feet (10') on the side or sides of such streets indicated in such Ordinance, such widening to include the excavating, grading and paving of the same, the installation of drainage facilities therein, and the construction of curbs and gutters where adequate curbs and gutters are not now in place, all in accordance with plans and specifications on file with and approved by the City Council; and

WHEREAS, pursuant to such Ordinance the City Manager advertised for bids for construction of such improvements, and bids were received and opened and the bid of John Andrews being the lowest and best responsible bid, the contract for the construction of such improvements has been awarded by the City Council to the said John Andrews; and,

WHEREAS, the Director of Public Works has estimated that the part of the contract price for such work to be paid by the City of Austin is the sum of Three Thousand Five Hundred Dollars (\$3,500); Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS:

That the sum of Three Thousand Five Hundred Dollars (\$3,500) be and the same is hereby appropriated from General Funds of the City set apart in the current budget for street improvements to defray the cost of construction under such contract which is to be paid by the City of Austin.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L" PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT

TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON LOT, 48 ft WIDE BY 115 ft. DEEP, LOCALLY KNOWN AS 609 WEST 31st STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time and Councilman Johnson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON PORTIONS OF LOTS 11, 12, 13, AND 14, BLOCK 2, BROADACRES, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman MacCorkle moved

that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time and Councilman MacCorkle moved that the ordinance be finally passed. The motion, seconded by Councilman Long carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the construction and maintenance of a loading platform in the sidewalk area on the south side of West 4th Street approximately 100 feet west of Guadalupe Street and adjoining the Old Court House Block, of the Original City of Austin, Travis County, Texas, and locally known as 407 West 4th Street, and hereby authorizes the American Statesman Publishing Company to construct and maintain said loading platform, subject to the same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue a building permit for the construction of this loading platform after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations, and the right of revocation is retained, if, after hearing, it is found by the City Council that the said American Statesman Publishing Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"Austin, Texas  
February 21, 1952.

"Mr. Walter E. Seaholm  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of the American Statesman Publishing Company, by Moore Construction Company, R. B. Moore, Jr., Engineer, for permission to construct and maintain a loading platform in the sidewalk area on the south side of West 4th Street approximately 100 feet west of Guadalupe Street and adjoining the Old Court House Block of the Original City of Austin, Travis County, Texas, and locally known as 407 West 4th Street, and we hereby advise that the following conditions exist:

"The property upon which this warehouse is located is designated as "C" Commercial District as shown upon the zoning maps of the City of Austin.

"This neighborhood is essentially a warehouse district in which a number of warehouses now exist with loading platforms extending out over the sidewalk area.

"We recommend that the American Statesman Publishing Company be granted permission to construct and maintain said loading platform on the sidewalk area on the south side of West 4th Street approximately 100 feet west of Guadalupe Street and adjoining the Old Court House Block, subject to the following conditions:

"That the proposed loading platform on the south side of West 4th Street and west of Guadalupe Street be constructed on concrete and provided with steps and hand rails at each end to permit pedestrians passing through this area and in accordance with the plans on file in the Building Inspector's Office and that all grades and lines for the curb in front of this property be constructed in accordance with the lines, grades and specifications established by the Department of Public Works and having the approval of the Director of Public Works.

"Respectfully submitted,  
(Sgd) C. G. Levander  
Director of Public Works

(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the following described tract of land owned by the City of Austin, a municipal corporation situated in Travis County, Texas, be and the same is hereby set aside and dedicated for use as a public street and thoroughfare to be known as Fairview Drive, in the City of Austin, said tract being described as follows:

Lot 15, Block C of Highland Park West, a subdivision of portions of the Daniel J. Gilbert Survey, the C. J. Strother Survey, and the

Albert Silsbee Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West, of record in Book 4, at Page 299 of the Plat Records of Travis County, Texas, and being the same property conveyed to the City of Austin by Ray D. Wingert, et ux, by Warranty Deed dated June 30, 1950, of record in Volume 1058 at Pages 317 to 318 of the Deed Records of Travis County, Texas.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be, and she is hereby authorized and directed to file this Resolution in the office of the County Clerk of Travis County, Texas giving notice to the public of the dedication for street purposes of the tract of land hereinabove described.

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the final plat of the subdivision known as "Elmer Denson Subdivision, Section 1", approved by the City Plan Commission of the City of Austin on February 14, 1952, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the Ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the PlatRecords of Travis County, Texas.

The motion, seconded by Councilman Johnson, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with W. L. Bradfield and G. H. Brush, in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City

Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File under WATER MAINS - Extensions. Contract File No. 560-C )

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 22(f) OF ARTICLE IV RELATING TO TWO HOUR ZONE LOCATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that in order to adequately serve the needs of the people of the City of Austin for hospital services, it is necessary to expand, extend and improve the facilities of Brackenridge Hospital; and

WHEREAS, the City Council has determined as a fact that Block 167 of the Original City of Austin which is adjacent to the Brackenridge Hospital block is suitable and is needed for such expansion, extension and improvement of Brackenridge Hospital; and

WHEREAS, it appears that the City of Austin, through its duly authorized representatives, has negotiated with the owner of the west fifty-six feet (56'), two inches (2") of the south thirty feet (30'), two inches (2") of Lot 8, of Block 167, of the Original City of Austin, and has failed to agree with said owner on the market value of said west fifty-six feet (56'), two inches (2") of the south thirty feet (30'), two inches (2") of Lot 8, Block 167; and

WHEREAS, the City Council now finds as a matter of fact that it is necessary for the City of Austin to acquire said west fifty-six feet (56') two inches (2") of the south thirty feet (30'), two inches (2") of Lot 8, of Block 167 through the exercise of the power of eminent domain; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be, and he is hereby authorized and directed to file or cause to be filed against all owners and lienholders, a suit in eminent domain to acquire fee simple title to the west fifty-six feet (56'), two inches (2") of the south thirty feet (30'), two inches (2") of Lot 8, of Block 167 of the Original City of Austin.

The motion, seconded by Councilman MacCorkle, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with B. W. Spaeth and wife, Ottillie Spaeth, to purchase the west forty-six (46) feet of Lot Six (6) of Block 167, of the Original City of Austin, for a purchase price of \$15,480.00.

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

MR. CURTIS MOSTELLER, former Employee of the Police Department, set out some points in opposition to the widening of Congress Avenue Bridge; stating also that the accident experience during 1940 showed less than 10% of the accidents on South Congress might have been prevented by an island strip. He asked if the six traffic control signals on South Congress were operated as a coordinated control system or flexible system; if some of the control signals were out of step for progressive traffic movement; what the meaning is of the signs "signals set for 33 m.p.h."; did the Council authorize a speed limit in excess of 30 m.p.h. on South Congress, when it was 30 on the 2200 Block of South Congress; how many lanes are there supposed to be for moving traffic between Academy Drive and Liveoak; and would there be an amount included to build an intersection at Barton Road and 1st Street which could handle the increase of traffic volume? He stated a number of people opposed the building of the Lamar Bridge and they were the ones that were behind the widening of the Congress Avenue Bridge. He advocated building the Colorado-Lavaca Bridge now.

Further discussion was held on the widening of Congress Avenue Bridge. MR. HERMAN JONES appeared urging the widening of the Bridge; and making the Colorado-Lavaca Bridge a low-water bridge, and using money left over from that construction to apply on the widening of the Avenue Bridge. MR. JOHN H. PAYNE asked the Council to assert itself to assuming one-third of the cost, and stated this had the backing of the Capital National, American National, Austin National, and Fidelity State Banks. He asked that the values on Congress be safeguarded, as this group paid more taxes than any other. MR. EUGENE SANDERS opposed widening the bridge, stating the bond issue of November 6, 1949, was approved by the people for purchasing the right-of-way of the Interregional Highway, for paving streets, and for a bridge similar to the Lamar Bridge, and for street widening. MR. LESLIE CROCKETT stated the steel had been allotted to the proposed new bridge and he hoped no changes would be made and thus lose the allotment. COUNCILMAN WHITE stated he definitely was for widening the Congress Avenue Bridge, but since we had the steel allocated for this new bridge, he felt that that bridge would have to be built first. MR. M. H. CROCKETT favored widening the bridge. Later on in the meeting, this matter was discussed again, and the City Manager showed the plans of the new bridge, and the Mayor submitted cost estimates of the bridge. Councilman MacCorkle wanted to widen the Congress Avenue Bridge, but felt the Council was obligated to build this new bridge now. Councilman Long inquired about the Montopolis Bridge--and whether or not the new Interregional Highway Bridge would take some of the traffic from that bridge. Councilman White moved that during this present term, the City Council hereby pledges that it will provide funds for the widening of Congress Avenue Bridge in the approximate amount of \$300,000 provided that equal participation as outlined by the "Widen Our Bridge Committee" is furnished by the State and by the County. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman Johnson moved that the City Manager be authorized to advertise for bids for the construction of the new bridge (Colorado & Lavaca Street Bridge). The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The Council received a petition submitted to the City Manager by MR. EARL HENDERSHOT, reading as follows:

"We, the undersigned citizens and Tax payers of the City of Austin do petition that the City of Austin install a traffic light at the intersection of Montopolis Drive or (McCarty Lane) and U.S.Hwy.290 & Texas Hwy. 29.

"And that we have a 30 mile speedlimit on Montopolis Drive or (McCarty Lane)

Councilman Long moved that this petition be referred to the Traffic Department and Traffic Committee for study. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

The City Manager presented a map showing property the City wanted to purchase for playground adjacent to the Zilker School property, and stated the City and the owner could not come to an agreement. The property is on Bluebonnet Lane, and consists of 5.9 acres adjacent to the school.

Councilmen Johnson then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, it has become necessary for the City of Austin to acquire land for the extension of Ann Arbor Avenue, a public street in the City of Austin; and

WHEREAS, it has been found necessary to acquire land adjacent to Ann Arbor Avenue and Zilker School for the establishment of a proposed public park; and

WHEREAS, the extension and development of Ann Arbor Avenue and the establishment of a public park adjacent to Ann Arbor Avenue and Zilker School is a part of an adopted plan for the development by the City of Austin and by the Board of Trustees of the Austin Public Schools of an area providing a school site, a public park, adequate drainage and street connections for residential districts to be served by such school site and by such park; and

WHEREAS, the City of Austin has failed to reach an agreement with the owners of the land needed and required for the extension of Ann Arbor Avenue and the establishment of a proposed public park as to the purchase price of said land to be used for such purposes; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to cause proceedings to be instituted in behalf of the City of Austin to acquire under the right of eminent domain from the owners of the land needed by the City of Austin for the extension of Ann Arbor Avenue and for the establishment of a public park adjacent to Zilker School in the City of Austin, such land being described more particularly as follows:

6.1 acres of land, more or less, same being out of and a part of that certain tract of land out of the Henry P. Hill League in the City of Austin Travis County, Texas, which was conveyed to John Cannizzo, Mary Cannizzo, Josephine Goode, and Adele Emma Freier by Warranty Deed dated May 15, 1950 of record in Volume 1058 at Page 231 of the Deed Records Travis County, Texas, which 6.1 acres of land, more or less, is more particularly described by metes and bounds as follows:

BEGINNING at the Southeast corner of a tract of land conveyed to the Austin Public Free Schools by Warranty Deed dated June 14, 1947 of record in Volume 830, page 617 of the Deed Record Travis County, Texas, said corner being on the West line of Bluebonnet Lane;

THENCE following the South line of said School tract in a Northwesterly direction 653.40 feet to the original Southwest corner of said School tract;

THENCE N31°19' E 5.00 feet to a point;

THENCE N 58° 41' W 25.00 feet to the Southeast corner of Lot 11 of Cannizzo Subdivision, according to a plat of said Subdivision of record in Book 5, page 126 of the Plat Records of Travis County, Texas;

THENCE in a southwesterly direction following a line parallel to the West line of Bluebonnet Lane to a point on the South line of the said Cannizzo tract, same being the North line of a tract of land conveyed to Arthur Von Rosenberg by Warranty Deed dated December 23, 1911 of record in Volume 210, page 445, Deed Record Travis County, Texas, and by Warranty Deed dated December 19, 1911 of record in Volume 210 at page 428 of the Deed Records Travis County, Texas;

THENCE following the South line of the said Cannizzo tract, same being the North line of the said Von Rosenberg tract in a Southeasterly direction to a point on the West line of Bluebonnet Lane;

THENCE following the West line of Bluebonnet Lane, same being a line 30.00 feet Westerly from and parallel to the Monumented centerline of Bluebonnet Lane as established by the Department of Public Works of the City of Austin, in a Northerly direction to the point of beginning.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake

Noes: None

The City Manager submitted the following letter from Dr. Wilbur C. Treadwell under date of February 19, 1952:

"I recently had approved by the planning board a sub-division adjoining Allendale on the north. It is my desire that this addition be brought inside the city limits.

"Thank you very much."

Councilman Johnson moved that the City Manager be instructed to have prepared an ordinance to annex Dr. Wilbur C. Treadwell's subdivision adjoining Allendale, as he requested in his letter of February 19th. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

Councilman Long, noting 300 unpaved streets, asked for a recommendation from the City Manager pertaining to provisions for paving in subdivisions before they are approved. The City Manager stated he would make a recommendation on this.

Councilman White inquired about a particular sewer line up to Ethel Street. The City Manager explained Mr. Barney Slaughter owned the property on which the City was trying to get an easement; and so far, nothing could be worked out, and it might be necessary to enter condemnation proceedings on this particular property.

Councilman Long moved that the Election on the Firemen's petition be set for April 5th. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake  
Noes: Councilman MacCorkle, with the statement he did not believe Saturday was the best day to hold an election, and to hold an election the same day the School Board did would add confusion.

Mayor Drake stated he had gone into the tax appeal of MR. ROSWELL MILLER and it would be his recommendation to the Council not to reduce the tax. This matter was left on the pending list.

The Mayor submitted to the Council for study his statement on Annexation.  
(Copy of this statement on file in City Clerk's Office under BOUNDARIES - 1952)

The Council received notice from the City Manager that the following application for change of zoning had been referred to the Zoning Board of Adjustment:

ANDREW ALBA	906 E. 7th Street	From "C" Commercial
		To "C-1" Commercial

Councilman Long moved that the following applications for change of zoning be set for public hearing at 11:00 A.M., March 13, 1952:

W. E. PHILLIPS	Lot 10, Blk. 1, Outlot 34, Division "B", being located at the southeast corner of East 13th Street and Chicon Street; 1207 Chicon Street	From "C" Commercial To "C-2" Commercial NOT Recommended by the Zoning Board of Adjustment
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W. R. WILSON	No. 200', more or less of Everett H. Givens 1-acre tract located at the sw corner of E. 19th & Redwood Streets--3500 Block E. 19th.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Board of Adjustment
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LEMUEL SCARBROUGH E. C. McCLURE	4200 Block, 4300-4306, and 4402 Morningside Avenue Lots 9-16, Blk. 11; Lots 13 through 16, Blk. 8; and Lot 21, Block 4 of the Alta Vista Addition on the west side of Lamar Blvd., between W. 45th & W. 42nd Streets	From 1st Height and Area District To 5th Height and Area District or To 2nd Height and Area NOT Recommended by the Zoning Board.
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The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake  
Noes: None

There being no further business, the Council adjourned subject to the call of the Mayor.

APPROVED: W. S. Drake

Mayor

ATTEST:

Elain Hooley  
City Clerk